

2. The Court denied Plaintiff's Motion for Conditional Certification of the alleged class. The only two Opt-in Plaintiffs have since withdrawn from this action, and Plaintiff Jenny Stepp remains the only plaintiff to this action.

3. Over the course of the several months, the Parties actively discussed resolution and reached a settlement ("Settlement") to resolve this claim.

4. The terms of the Settlement have been approved by Plaintiff and Plaintiff's counsel, as well as Defendants and Defendants' counsel. The Parties entered into the Settlement voluntarily and knowingly. The Settlement was negotiated at arms' length, and both Parties are well experienced in litigating and negotiating such FLSA claims. The Parties agree that the terms of the Settlement are reasonable, fair, and just, and they settle all claims in this lawsuit.

5. The Parties wish to keep information related to the Settlement confidential. Thus, the Parties respectfully request that the Court approve their Settlement and grant their Motion to Dismiss with Prejudice upon review of this joint motion. However, upon the Court's request, the Parties will file the terms of their Settlement under seal for the Court's review.¹

¹ In the event that the Settlement is not approved, the Parties individually have the option of voiding the Settlement in its entirety to rectify any concerns raised by the Court. As a result, the Parties respectfully request that the Settlement, if requested, remain sealed even if the Court does not approve the Settlement confidentially.

CONCLUSION

For the foregoing reasons, the Parties respectfully request that the Court enter the below Proposed Order, approving the Parties' settlement and dismissing the action with prejudice.

Respectfully submitted,

By: /s/ Galvin Kennedy (with permission)

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all parties in this case have been served via the Court's electronic case filing system on December 28, 2018.

/s/ A. Robert Fischer

A. Robert Fischer